P.F. No. 81 of 97.

G. R. S. IX-5]

Previous references.

1897.

~~192~~ .

(L. R.)

File No. 109

Serial Nos. 1-15.

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 15.

In Part B for November, 1902.

SUBJECT.

Appeal of Kunta Buniga and others, about their claim to a portion of the Nirganti Service Inam land of Hennur village.

98/

bcd 2233—4 P.P.—20,000—14-6-20

Subd

No Stamp affixed

12/3/98 Order appealed against

1st Appl 1897

MJ
2/3/98

Petr filed printed Copy of
the appl Govt in Appeal
MJ 4/3/98

There were petns from Kunta Nainga
the main Kunta about
the petn when they were
informed that no such petn
was presented. Petrs left that
petn
MJ 4/3/98

Govt pleader
MJ 5/3/98

Govt pleader

Judgment of the Asst Coll Bangle
dismissed in Rr Case No 3 of 97-98,
presented by petrs in person on 17.3.98
in pursuance of the above endt,
on payt of
MJ 17.3.98

Eight Rupees non stamp presented by
petrs on 30/3/98

Subd
MJ 30/3/98

No. 2206 67
A.S. No 97-98

Name of Petitioner Kunta Nainga & Sons

Village Town of Hennur

Taluk

District Bangalore

Date of Arzi

Date of Receipt 26-2-98

Date of Disposal

No. of Enclosures one

1. Kunta Nainga
2. Halla —"—
3. Ganga
4. Chenna de Nainga

ABSTRACT. Govt to Bangle

Appeal against the decree of the Dt. Court, Bangalore, dismissed in Civil Appeal No 4 of 1897-98, regarding the petrs suit to recover from them damages for the fence made round land attached to the office of the Revenue Inspector of Hennur

(The decision appealed against in Civil Appeal)

Petrs Pleader:—

The assumption that the

respondent enjoyed the
fee of Inamti of Hemmi-
completely false; because,
, proved by the evidence of
the witnesses, he has
been living in the village of
Pinchandali for the last 16 years.

Of late, joined by the officers
of the Appellants, the resp[t]
has entered the village of Hemmi
and cultivated the Service
Inam land in question by force.
The appellants have reported
about this intrusion of the Mamlatdar
on 2-8-94. The Mamlatdar took
no notice of these facts.

The appellants hold 3 kinds
of Inams:- (1) Inamti, (2) Inamdaram
(3) Lotti Inamti. The Sanads
produced by them in their favour
are with the records. Patta was
granted to them, in 1838, 1853, 1848,
after examination of all these
Sanads. Had the resp[t]s any
Sanad, he would not have remained
quiet-like. Moreover no mention
is made of either the resp[t]s or his
Ancestor's name in the said records.
It is the appellants that have been
paying Kandayam on the lands from
time immemorial, and not the resp[t]s.

4. The Above mentioned Records and
the Judicial Patrikas produced by the
resp[t]s are not trustworthy. The

Names

* (1) Inamti Patta
(2) Inam Inamti Register
(3) Service Inamti
(4) Vetana
(5) Patta + Kaul - Inam Receipt

(6) Note -
These are not in the file of documents received from the Collector. The remarks noted in the Serishtadar that these documents were returned on 14th Sept 94 (six months before the date of this petition.)
Sd

names will have been
newly inserted. The fraud
can be discovered by looking
at the original Register Mem-
-orials which contain no
such insertions.

8- Pray that this Bill
& the necessary Regulations
may be established, & that
the Register be ordered not
to receive with their names.

K. 4/3/98

Sec.
Del
Dominion-Copy

Under the Bounty Acts for
Ships Act (Secs 6 & 64), a register
is maintained of the names
of the Registered ships, their periods of
Service & their shares in the Ship,
the Lands attached to the
Service & the occupants
thereof.

This register is corrected from
time to time & every
entry or alteration of entry
in the Register is to be made after
due enquiry. (Secs 68 & 73)
A Bill is thus wanted to bring

4

Pet^n No 2206

1) In time – the 1st pet^n was presented on 25/1/95

2) Stamps sufficient

3) Section as special land regulations suit for the recovery of the Senia Dreau lands attached to the Office of Nyganti & Kerman Village. Both the lower Courts have dismissed the suit on the ground that the respondents are also hissedars & that they to the Nyganti Mirasi & that they (is) no proof of wrongful transfer of land from the appellant

4) Counsel case ✓

Ld 2nd counsellor

R.O.T.Pu.
1.4.98.

1/4/98

Post with usual
Ord^r

1/4/98

Ord^r

1/4/98

O. in pet^n
Bom
5/4

5

(10)

Before the Government of Mysore.

Appeal No. 67 of 1897-98.

Appellants. (Plffs.) Vs. Respondent. (1st Defdt.)

1. Kunte Bunjya
2. Halla Bunjya
3. Gavija
4. Chinnadi Bunjya

of Nennur, Bangalore Talk.

Garnisha of the same village.

Appeal against the decree of the Deputy Commr of Bangalore in Revenue Appeal case No 4 of 1897-98 on the file of his Court confirming the decree of the 3rd General Assistant Commr dismissing the Plaintiffs suit for recovery of a portion of the Nirgunti Service Inam Lands at Nennur.

Posted to the 20th June

Filed 5th Counter

Appellants have no copy for perusal

Ex 2/6/98

9115

When were the Inam Rights opened to Plffs (Appts)?

Have the record & orders of last time of these Patta?

Did Respt interfere at the Inam Enquiry?

Why was his name not entered in the Inam Register?

Resubmitted to Mr Counsellor with the
Chamberlain's docket forwarding Copy of
Settlement Rep.

These papers do not explain why the names
of the respondents were not mentioned in
the Column of "Present Labour"
It is to be feared the Main ~~Author~~ Dept.
accepted the Chamberlain's statement
unquestioned

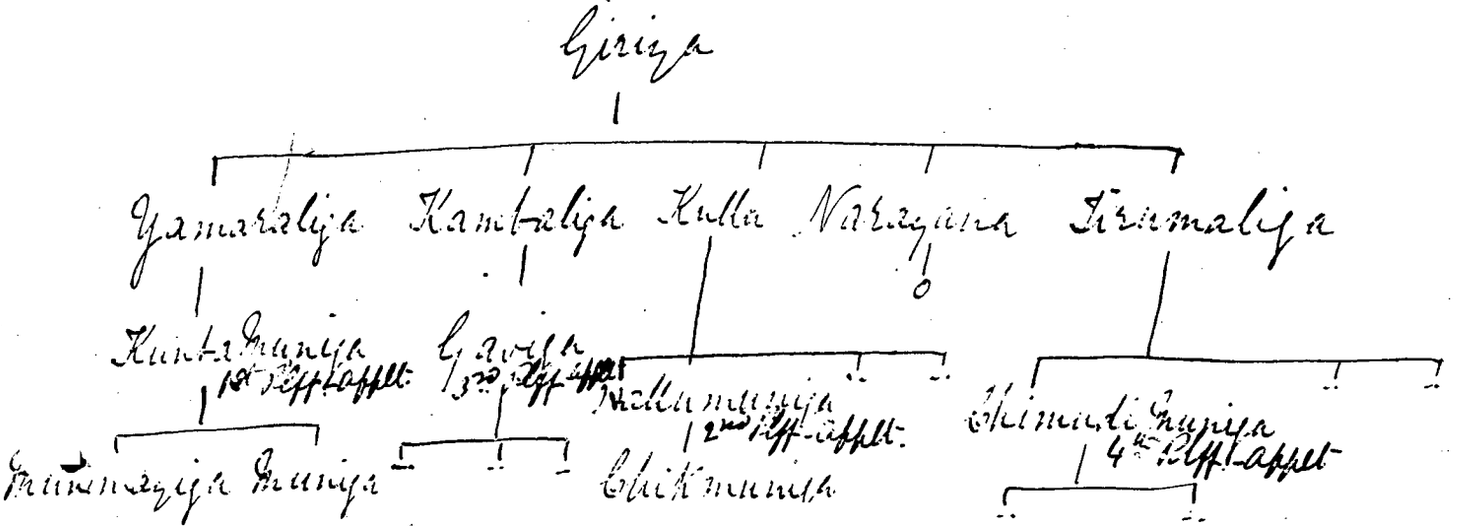
21/6/95

Reported for hearing on
13-12-1900

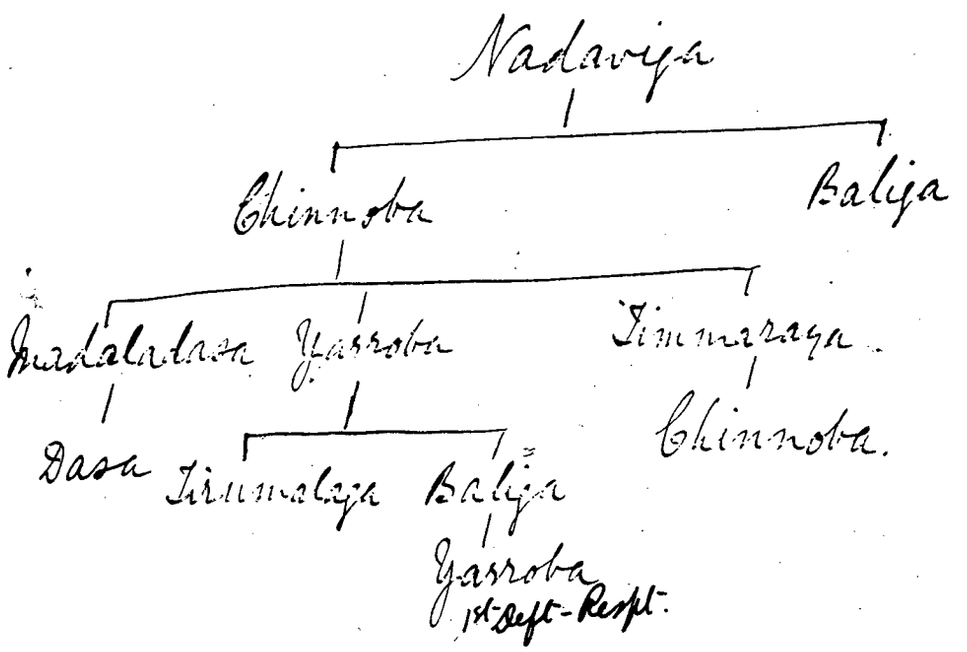
GOVERNMENT OF MYSORE

Geological Table.

I (According to Upper Cliffs)



II (According to Upper Cliffs)



8

Before the Government of Mysore.

(11)

Appeal No. 67 of 1897-98

Appellant (Mfr) Vs. Respondent (1st Defdt)

1 Kunta Nenigra
2. Halla Nenigra
3 Ganga
4 Chinnadi Nenigra
of Hennur, Bangalore taluk

Yerroba of the same village.

Appeal against the decree of the D. Court of Bangalore in Reg. 1st Appeal case No. 4 of 1897-98 on the file of this court confirming the decree of the 3d Class Asst Court dismissing the Plaintiff's suit for the recovery of a portion of the Nirgantisenia Inam lands at Hennur.

Posted for hearing on 13th Decr 1900.

Submitted 2nd Examiner
12/12/00

Defendants now
admitted are all in
favour of the Defendant.
His grandfathers name Yerroba
appears in the village accounts
and it has been found that the
Defd has been long in possession
of the land in dispute — The
appeal is dismissed.

13/12/00

13: XII: 00

Central Jail Press, Bangalore,—7-7-99.—302.

Re Varasa — Sandra 243

124.01 dt 16.4.01

[illegible] 244

15/4 [illegible]

[illegible] 22/4/01

22/4

Petition Board

P. F. 81 of 97 Sent up for the References Regd.

22/4/01 KB. 23/4/01

Subd

1) Stamp Sufficient

2) Application for perusal of Govt order (Instr) No-2206 dt 1.2.901 dismissing petitioners' appeal - In time

29.4.01 Where is the Sistaramanji Issues pending finding

12th 9 (14)

1900

No. 247

Name of Petitioner Sri Kunta Bunnige and three others

Village Gemjedar

Taluk Bangalore

District Bangalore

Date of Arzi 7-3-01

Date of Receipt 9-4-01

Date of Disposal

No. of Enclosure Nil

ABSTRACT

This is a petition addressed to H. H. the Maharaja Regent praying for reconsideration of Govt order No 2206 dated 22/2/1900 in re certain lands attached to the Nirgani office of Hemmur, Bangalore Taluk.

The petitioner urges the following grounds for reconsideration of the above order:—

I It is mentioned in the above order that the name of Iyerala, the grandfather of the respondent Iyerala, is entered in the village accounts. But with the exception of Kanthayam land, no Inam land is entered against his name in the accompanying authenticated copies of Statements &c. If there be any entry in the accounts which is not found in the copies, the accounts must have been tampered with.

2. The 2nd Assistant Comr and the Acting Deputy have remarked that these entries are forgeries and initialled it.

3. When the name of the respondent and those of his ancestors are not to be found in any one of the accompanying copies, it is very strange how the respondent could have been in possession of the land in question for a long time.

For the above reasons the petitioners pray for reconsideration of the above order.

1 Writer

"Memorial No. 572 of 27-10-02 from Sri. M. Vaiyo, Bangalore on behalf of Cantu Ramiya and three others of Hennur, is forwarded to the Hennur Magistrate for favour of a brief statement of the case."

Sd/ C. Macnoghie
31-10-02

"Submit with a statement from"

Sd/ S. R. K.
3/11/02

Reference at once

Sd/
6.11.02

1865 of 1901 - 1781 of 1901-02

8/11/02

6-11-02

File.

Sd/
7/11/02

Sent with reference

Sd/
8.11.02

11 (191)
1902

No. 1231

Name of Petitioner Cantu Ramiya and three others. by Sri.

Village M. Vaiyo.

Taluk Bangalore

District Bangalore.

Date of Arzi 27-10-02

Date of Receipt 4-11-02

Date of Disposal

No. of Enclosure Nil.

ABSTRACT

Memorial subd. by C. R. appealing against the judgment recorded in Rev. Appeal case No. 4 of 1827-28, on the following grounds:—

That the Revn. Court did not consider the most remarkable circumstance that the Inam Patta of Fiscal

MGCPB—4,000—31-1-02.

Patrikas did not contain the names of Baliya and Yerroba.

That the said documents which were of necessity prepared from the documents designated the "Aval Number."

That, had the Aval Number contained the names Baliya and Yerroba, this circumstance could not possibly have escaped the attention of those who prepared the Quam Pattas & final Patrikas.

And that, on the application of the said Baliya and Yerroba for a copy of the Register of Quam Service Lands, the Quam Comr. gave the following Extt.:-

"Reg. No. 80 of 21-8-94.

"With reference to your letter of ... copies of the Quam Survey Field Memoirs of the

of the Land under the title in the village of Hermans. These copies cannot be granted to you under the Rules, inasmuch as neither your name nor your father's name is mentioned in the Lease settlement."

For these reasons the Memorialists pray that all original records concerned may be called for, perused, that the findings of the Lower Court be may be set aside and that orders may be passed holding that the Memorialists alone only rightful lotees & occupiers of the village and, as such, are alone entitled to the sole claim and absolute right of possession and enjoyment

of the parcel of the
said land in question.

order on the petition

"Petn dated 27.10.02 with its enclosures is forwarded to the Dewan of Mysore in continuation of this office No. 625 dated 31.10.02"

By order
(Signed) Ellaconachie
Private Secy to H.H.

Refer to the authorities and act accordingly.
(Sd) D.N.K. 5.11.02

"Call for the file. Submit at once"
(Sd) V.R.T. 7.11.02

1231/1902 P.R. 31-797-98—
(Sd) [illegible] 7-11-02
10-11-02

Called with the Petition No. 1231 & 17.10.02

Sd
10.11.02

15

1902-03

No. 1266

Name of Petitioner: Kunta Munigа and three others of

Village: Heenur

Taluk: Yelwanthpura Hobli

District: Bangalore

Date of Arzi: 27.10.02

Date of Receipt: 8.11.02 by Mr William Hayes Esqr

Date of Disposal: Barrister at Law

No. of Enclosure: 61 including 4 copies of the memorial

ABSTRACT.

Memorial to H. Highness the Maharaja presented by Mr William Hayes on behalf of Kunta Munigа and 3 others, (in continuation of the memorial already submitted to H.H.), forwarding the papers referred to in the appendix to the Memorial already submitted praying for review of Govt order in A.S. No. 679 of 1897-98 and the subsequent order thereon declining

MGOPB—4,000—31-1-02

rejecting his appeal against the decision of the Dy Commr passed in Appeal No 4 of 1897-98, in re the petrs certain claim to Nirgauli Service Inam lands at Devenur Bangalore Taluk.

This is an exact copy of the memorial already received from the private Secy to H.H. the Maharaja and abstracted in detail already (vide petn No 231 dated 27.10.02.)

10.11.02

Abstract
on 10.11.02

17

OFFICE OF THE DEWAN OF MYSORE,
(REVENUE AND GENERAL DEPARTMENTS).

(Full Office Note.)

† 1. No. and date of latest letter or paper.
2. Catch words to show nature of subject.
3. Subject to be in red and body of note in black ink.

†Subject. Petitions Nos. 1831 and 1866 of 1902-03 addressed by Mr. William Hayes, Bangalore, on behalf of Kunta Muniga and 3 others of Hennur, Bangalore Taluk, to H.H. the Maharaja, and praying for the review of Govt. Order passed in Appeal No.67 of 1897-98. (transmitted to the Dewan for favour of a brief statement of the case)

* 1. Statement of case in narrative form in regular sequence of subject matter or date.
2. Opinions to be stated only as supported by precedents, or general rules which should always be quoted.
3. Serial numbers in file, &c., to be always stated.
4. Dates of important documents referred should be given.
5. Write on both sides, leaving the same side as margin.

Note. The petrs. brought a revenue suit in 1825 for the recovery of S. No.16 a-g (1-24) of Hennur village, Bangalore Taluk, from the defendants Yerroba and Baliga. The plaintiffs alleged that they were the heirs of Nabayani, described as "the present holder" of the Nirganti Inam of Hennur in the Inam Register of enquiry of 1875, and that, the land in question being a portion of the Nirganti Service Inam land, the defendants who had no hak to the Nirganti office and had forcibly taken possession of the land in 1893, had no right thereto. The Asst Commr. who tried the suit dismissed it on the grounds that the defendants were also sharers in the Nirganti hak, according to the ~~Aval~~ Avaal accounts.

enclosure to Serial No.5, open file. Flag A

of Kalayukti and the Jodidar patrak and that there was no proof of wrongful possession of the land on their part. The pe plaintiffs appealed to the Depy. Commr. and suggested that the mention of the names of Yerrolla and Deliga in the Kalayukti accounts and the Jodidar patrak respectively might be an interpolation; but the Dy. Commr. observed that it might be argued on the other side that the omission of their names in the Inam Register and the Fisal Patrak was the result of collusion and that, apart from all evidence to be derived from these accounts, the suit had been properly dismissed, as there was no evidence of wrongful transfer of land from the plaintiffs to the defendants. He accordingly dismissed the appeal.

2. The pers. then appealed to Govt. and made a similar allegation regarding the untrustworthiness of the Kalayukti accounts and the Jodidar patrak. The Govt. remanded the case to the Dy. Commr. for findings on certain specified points and on receipt of these findings, dismissed the appeal. A printed copy of the decision is put up.

Serial No.7, open file.

3. In the Memorial to H.H. the Maharaja, the

petrs. contend that as the Inam pattas and Fisal patriks were prepared from the Aval accounts of Kalayukti (1858-59) and as the former do not contain the name of Yerroba (grandfather of 1st. defendant), the entry of Yerroba's name in the Aval accounts must have been an interpolation, if not a forgery and that the defendants are not therefore hissedars in the Nirganti huk. A perusal of the copy of the Inam Register of enquiry (enclosure to Serial No.5, open file) will show that in accordance with Clause D of Rule VIII of the Inam Rules, the Inam was merely registered for purposes of record and that the final settlement was left to the Survey and Settlement Department. Pages 185, 187 & paras 16, 17 & 20 at page 241 of the Revenue Manual describe how the Fisal Patrak, the Jodidar Patrak and the Aval accounts were respectively prepared.

< P 206, Revenue Manual.

Secretary 14/11

V. R. T 12/11/02

* The Dewan.

7236
20 14.11.02

Submitted with the Maharaja
15.XI.02

Record of Case submitted for the orders of His Highness the Maharaja.

Subject.

199
Memorial of Mr H. Hayes, on behalf of Kunta Muniya and others, about their claim to a portion of the Virgauti Service Inam land of Heimur Village -

Order.

249
19.11.02

I see no reason to interfere and petitioners may be informed accordingly.

KRW

18/11/02

8909
Orders sent
19.11.02

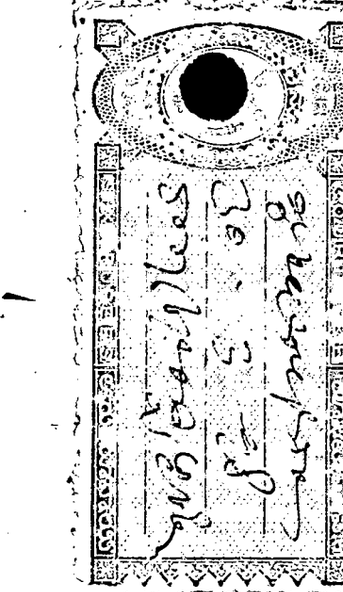
19/11

20/11/02

2206

MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT
REG'D. NO. 22067
DATE 26-6-98

A.S. No. 67
97-98



4.

5.

23

Pol. 267 P2

6-4-98.

MYSORE DEWAN'S OFFICE

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition

No. 2267 dated 25-3-98

received at the Dewan's Office from [illegible]

Bangalore, dated [illegible]

decision of the [illegible]

Bangalore District, regarding

the Sirsa land attached to

[illegible] of the [illegible]

village,

is forwarded, together with its enclosures, to the Deputy Commissioner of the Bangalore District for submission of the entire proceedings connected with the case, ~~together with a full report of the facts of the case, and on the points urged in the petition.~~

2. The petition with its enclosure is should be returned.

By order,

BANGALORE,

~~Jr. Chief~~ Secretary.

6-4-1898

7

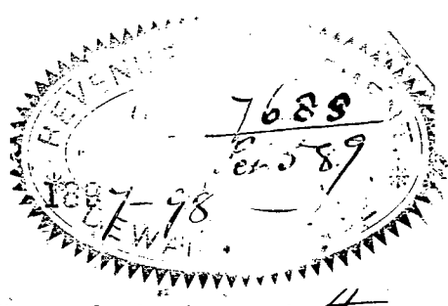
Blue Slip

M.G.C.P.R.—25-4-95—1,000

ಬೆ-ಜಿ-೨೦೦ ೮೮
24-4-98 (3) 22-9

Rejoinder
HK
25/4/98

24
(d 3)



From

The Dy. Commissioner, of the
Bangalore District.

(3)

Received
24/4/98

Portia 6-20th June 1878

To The Secretary to the Govt
of Mysore
Genl & Rev Department

Dated 21st
Despatched 22nd April 1898.
Received

General No.
Dy No. 1386
Enclosure No. 1 file

Secys Offs Memo No. Pet 1267
dt the 6th April 1898.

Submits the entire records connected with Revenue Appeal Case No 4 of 1897-98 regarding the Inam lands attached to the Office of Nerganti of the Hemmur village in the Yelahanka Pur Hobli of the Bangalore Taluk.

Petitioner
23/4/98

Sent
25/4/98 MK

25

D. No 1386.

Enclosure

Bangalore District
Dy. Commissioner's Office
Bangalore 21st April 1898.

To

The Secretary to the Government
of Mysore,
Gen. & Rev. Departments.

Sir,

As directed in your Official Memo
No Ft. 1267 of the 6th April 1898, I have the
honor to submit herewith the entire
Records connected with Revenue Appeal
Case No 4 of 1897-98, regarding the Inam
Lands attached to the office of Peergunte
of the Yemmur Village in the Yemmur
pur Hobli of the Bangalore Taluk.

2. The enclosures received with the
Reference under reply are also returned.

I have the honor to be
Sir
Your most obedient servant

Asstt. Commissioner in Dy. C
charge
for Dy. Commissioner,
Bangalore District.

Mem

26

Despt

1898

841(4)

From

The Secretary to the Govt of Singapore
Revd Chas Aldred
Bangalore

To

The Superintendent of Census
Settlements Straits

Dated 16
Despatched 16 June/98
Received

General No. 11486. P
P.P. No. 81-97

Enclosure No.

Ref. the Secretary to Govt's letter Genl
~~[illegible]~~ regarding the Census
conducted this year of Europeans
of the Eurasian village in the Cantonment
- for which you kindly offered
assistance for clearing the Cantonment and
suggest that it will be desirable
to have some duplicate Census
Returns relating to the Cantonment of the Regt.
Dept. with the Census Superintendent
as practicable -

My B.O.

For Secy.

10/8/98

27

Petition No. 1
1897-98

185 / 1 67.

From

The Superintendent of
Inam Settlements in Mysore,
Bangalore.

To

The Secretary to the
Government of Mysore.

General and Revenue Department.

Dated 10th
Despatched 20th } June. 1898.
Received

No. 94. of 1897-98

Enclosure No. Two,

Subject: Grant of Inam Settlement Register -
Enclosure: Statement prepared by the Shanbog - (in original -)

Sir,

With reference to the correspondence ending with your letter No. 1187-88 dated 15th instant -

---

I have the honour to forward herewith, the marginally noted records relating to the settlement of the Inam land attached to the office of Sirastadar of the Hennikeridge in the Yedavantapura Hobli, of the Bangalore Taluk, and

and to state that if the original settlement
Register is required, it will be arranged to send it
on the date of hearing ~~with some official of this~~
~~office~~. if so desired.

Respectfully
Engineer in charge
Superintendent
of
Indian Settlements.

8.

Artizans rendering service to the community in the village of Mannur in the Taluk of

Fees from ryots.			Aggregate income or the total of the amounts in columns 11 and 14.	Name of the party entered in the accounts.	Present holder.	Possession how obta
Grain.	Ready money.	Total.				
12	13	14	15	16	17	18
Account for 1563-64				Mauzur pare account of 808 Particulars not given	Meniwar Narayan 60	Pary hereditary
42-0-0		42-0-0	46-10-6			
				Mauzur pare account of 1831 Giriya K.K.0=P.1.V Wet -13-3¼=1-6-0		

Register of the Inams of the Village Servants rendering service direct to Government and of those of the Vil

Beriz.	Population.	General No.	Description of service.	No. and description of land.	Government remuneration in land and ready money.				
					Extent.	Assessment.	Jodi.	Net land receipts.	Ready money paid by Government.
1	2	3	4	5	6	7	8	9	10
Vor 73-74. Ex. 1112-12-1	222	5	Nerxgunti.	Survey of 1831. Hissa K.K.1 16.67.77	Hurzur jary — Account of [illegible] [illegible] 1-6-0=4-10-6			4-10-6	—

ial Assistant's review and confirmation by the Inam Commissioner.

21

Patwardhan

Deputy Inam Settlt

Bangalore — District of Bangalore Division.

ined.	Proposed emoluments.	Assistant's remarks.
19		20

Whole Graph

Valid: Reserved for the Survey

(Signed) B.K. Venkatarangaiyangar.
31-5-45. Assistant

(Countersigned) Robt Cull
21-9-45 Supt of Inam Settlt

Compld
&
Bangalore
Dated 16th June 45

| | | |

31.

(A) 26 (B)

Proceedings of the Asst Collector

Read

(1) Petition of appeal no 2206/A67 d 26/2/98 from Kunta Muniya & 3 others of Hennur Bangalore taluk against the decree of the Dy Comm'r affirming the asst comm'r decree dismissing their suit for the recovery of a portion of the ~~Hoogondi~~ Inam lands attached to the Virgonda of Hennur.

(2) Records of the case received with the Dy comm'r's letter no 1386 d 21/4/98

(3) Records of the Inam enquiry held in receive with the Inam Supt's docket no 74 d 16/6/98

The enquiry held by the

Draft for approval
Supt to Rec Cr & Dy
Ag 8/7/98
approved
Ag 9/7/98

Rec'd 15/7/98
Ag
Supt to 1st Committee
Ag 15/7/98
9305

after which a few adjs
15-7-98

Issue as prop after hearing parties
no 5-26
CRS 1-97 dt 13/7/98
Ag 15/7/98

(43)

Typed copy prepared 21-7-98 dd 26-7-98

courts below has been
performing and does not
enable the Full Court to pass
a decision on the merits -
The Appellant is requested to
submit a specific finding
- by him self - by the asst Comm.
in charge of the taluk - on
each of the following points
after a local and formal
enquiry

(1) What is the Survey number and
actual extent
of the land claimed by the
plaintiffs?

(2) Is this land a portion of
the Nirgunti
the Service Inam land?

(3) Who is performing the Nirgunti
duties of the Village?

(4) Who has been paying the
Jodi on the land in dispute
since the Survey settlement?

(5) How is Yerrota who is mentioned
in the Kalagutti accounts &
the Jodidar patak related to
the defendant Yenoba?

(6) Has the defendant any share
in the Nirgunti Inam?

The Dy Comm^r is further requested to report whether the Baramahals Reg^n of 1864-65 has been corrected from time to time and throws any light on points (3) & (6)

7/7 Lay

8/7/95

Dy Com Bangalore Dl

with records

34

No. 2562
OCT. 9 1900
DEPT. OF REVENUE OFFICE

8 C 8 . 2nd Dept.

189

FROM The Dy. Commissioner, Bangalore District.

To The Secretary to the Govt. of Mysore

Dated 28th Sept. 1900

Despatched

Received 3 Oct. 1900

General No.

D No. 533

Enclosure No. 1 packet (separately)

Govt. Pro No. 526 Dy-19
P7 81-87
July 1898 —

Report regarding the Petition of Kunta Munigee & others of Hennur, Bangalore taluk in Resumption of Inigantis Service Inam Lands of Hennur —

To Council Clerk with one packet of Records
18/10/00
15

J. 10.00
Ped:
4/10/00
Rd 10.10 —

File is with the Council clerk. All 12-10-1900

Ex. I : 533

Bangalore District
Dy. Commissioner's Office
Bangalore 28th September 1900.

To,

The Secretary
to Government of Mysore
Revenue Department.

Sir,

With reference to Government
Proceedings No. 526 dated the 19th July
1898 forwarding for enquiry and submission
of findings on certain points the record
relating to the appeal of Kanta Naniga
and others of Kennur, Bangalore Taluk,
in the matter of a portion of Inigantu
Inam land at Kennur, I have the honor
to forward herewith the record relating
to the case together with the counter-
-mitted by Mr. D. Kattaraman A.C. Asst.
Commissioner in charge of the Taluk,
containing the particulars

36

finding called for in the above.

I have the honor to be
Sir
Your most obedient servant

Dy. Commissioner,
Bangalore District.

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Rel 158 8

Following Memo of the
Asst Comr (Mr P Sectaramiah)
in charge of the taluk.

Memo.

With reference Govt Pro:
No 526
Rev 781-97 & 19th July 1898
requesting to submit a spl
finding on certain points
after a local and formal
enquiry on the appeal
petition of Kenta Munia
and 3 others of Hennur
village, Bangalore Taluk,-
regarding the recovery of
certain Inam lands the
following additional in-
formation is submitted.

1. The Survey number
and the actual extent of
the land claimed by the

Plaintiff's is given below:- 2.

Survey No.	acre	cents	Annas
16	1	24	3-8-

2. The above land is one of the Nirgantidaan lands. The nos. of all Nirgantidaan lands of Hennur village are given below:-

Survey No	acre	cents	Annas
67	1	30	7-8-
79	3	1	13-4-
16	1	24	3-8-

3. From the statements of the marginally noted witnesses for defendants it is clear that Yeranna (mentioned in Kalayukti 1858-59 documents) was performing the Nir-ganti duties as Kisadar.

1 Sattappa.
2 Serappa.
3 Seranna

that after his death, his
son Baliga and his
grandson Yerroba the
1st Defendant --
Shankar Sannaiah Nar-
rappa states that he has
been shanbog for two
years and is aware
that both the Plaintiffs
and defendants were
doing the duties by turns.
A suit was filed in
this court (Case No 3 of
91-98) by the Plaintiffs for
the recovery of a portion
of the land forming the
Kargatti Service Inam
land in Hennur village,
Bangalore Taluk. Mr.
K. Srinivasa Rao, Asst.

Commissioner, who was in
charge of this Court dis-
missed the suit on
the finding that the defendants
were khoodkasht and were
performing the Mergati
duties, for which the Gram
land in dispute was assigned
to them. In the enquiry
they held the plaintiffs
stated that they had no
witnesses. Now they have
cited two witnesses who
state that the Plaintiffs
were performing the Mer-
gati duties. No statement
appears to me incredible,
because the Plaintiffs failed
to produce this evidence
in the original enquiry.

4. From the extract

marked A, received from the Amildar of the Bangalore Taluk, it appears that Narayanee uncle of Plaintiff Kuntamma has been paying the Jodi on the 3 service Inam Lands since the date of the Survey Settlement Rs 2-15-

5. From the evidence of the marginally noted defendants witnesses it is apparent that Yerroba mentioned in Kalayukti accounts is the grand father of the defendant Yerroba whose father was Bailiga, the 2d defendant that Giria and Narayana

1 Chick Settappa
2 Settappa
3 Seraffa
4 Seramma
5 Muni Gowda
6 Kalapa.

are the Deputies and Hiccadas of Yeroda. The Plaintiffs' witness Sennimalai states that Narayanee is the uncle of Plaintiff Kunta Mania and Giriah is his (Kunta Mania's) grandfather. The Plaintiffs admit this.

6. There is ample evidence to prove that the defendants have had the share in the Nanjanadgham. The defendants' witnesses 1, 2, 3, 4 and Shanthoy Pennata Nanatha speak to the above fact.

In the accounts since the year Kalaki 1847-48 upto Kalayukti 1858-59 Yeroda's name appears as Hiccadar and enjoyer - Vide Exhibit marked B.

After

after the Survey Settlement, Yerroba's son Baliga's name appears in the Judicial Patrika.

II From the above evidence, the following facts have been proved, viz: that Yerroba's name appears in the Aval number accounts since the year 1847-48 upto 1858-59 and in Judicial Patrika after the Survey Settlement; that he is the grandfather of the 1st Defendant Yerroba; that his son is Baliga; whose son is Yerroba; that all these were performing the Mayauti duties

duties; and that the 44
plaintiffs have not proved
their statement that the
defendants have nothing
to do with the Karyanti service.
It therefore appears to me
that the defendants are the
Hissedars to Karyanti duties
of Hemmin village and are
in the peaceful possession
of the Inam land (Survey
No: 16) the land in dispute.

The plaintiffs appeal
that the defendants are
not Hissedars seem to
be groundless.

III The Bara Baluti
Register of 1864-65 does
not contain Yenoba's
name. Necessary alter-
ations do not appear to
have

45

been made in the Register from time to time.

IV The file of papers is herewith submitted

Sd/- P. Sita Ramiah

Bangalore
10.9.00

2nd Guard, Bangalore

Before the Government of Mysore.

(46)

8 C 9

Appeal No. 67 of 1897-98

Present:- P. N. Krishna Murthi Esq. C.I.E.
& V. P. Madhava Rao Esq. B.A.

Appellants Vs. Respondent.

(1) Kantaliniga
(2) Halli Munia
(3) Gaviga
(4) Chinadi Munia
(Plaintiffs)

Yamuna (1st Defendant)

This is an appeal against the decree of the Asst. Comr, Bangalore Dist. in Rev. Appeal A.C. No. 14 of 1897-98 on the file of this court confirming that of the 3rd Cl. Asst. Comr dismissing the Plffs' suit for recovery of certain Niganti Service Inam lands at Hennur, in the Bangalore taluk.

The facts of the case are as follows:-

In 1895 the Plffs. sought to recover in a regular suit a portion of the Service Inam lands attached to the Niganti Office of Hennur village, alleging that the 1st Deft and his father Baliga (since deceased) had obtained wrongful possession of the same. The 3rd Cl. Asst. Comr, who tried the suit dismissed

Central Jail Press, Bangalore,—7-7-99.—302.

it on the ground that the 1st defdt & his father were also hereditary to the Nirgunti Office and that there was no proof of wrongful possession of the Inam lands by them. On appeal the Dy. Commr. concurred in the above decision and rejected the appeal. Hence this ~~there was a~~ second appeal to Govt. against ~~their decision~~.

2. The enquiry held by the Courts below having been found to be perfunctory and such as did not enable the Court to pass a decision on the merits, the Dy. Commr. was requested ~~to~~ in Govt. Prov. No. 526/R7 81-97, dated 20-7-98, to submit either by himself or by the Asst. Commr. in charge of the taluk a specific finding on each of the following points:

(i) What is the Survey number and actual extent of the land claimed by the plaintiffs?

(ii) Is this land a portion of the Nirgunti Service Inam lands?

(iii) Who is performing the Nirgunti duties of the village?

(iv) Who had been paying the profits on the land in dispute since the Survey Settlement?

(v) How is Yerroba who is mentioned in the Kalayukti Account and the Jalidar Patrik related to the defendant Yerroba; & how are Civia and Nirgani referred to in the Inam Regn related to Plffs and Defts or to either of them?

(vi) Has the defendant any share in the Nirgunti hak?

Decision -

The findings now submitted are all in favour of the Defts-Respondent. His Grandfather's name Yerroba appears in the village accounts and it has been found that the Defts have been

been long in possession of the land in dispute. His appeal is dismissed.

Jus.

Draft:
C.H.C.2-

Secretary.

Copy of No. 5678 & 1/2/01.
P.J. 51-97

To the D. Comr, Bangalore Dist,

with records submitted with his letter No. D. 533 & 28th Sept 1900.

20/12/00

Writ has been ordered to be issued by 1st Ct on 21-1-01

1/2/01

Draft copy
sent up
7-2
7/2/01

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Proceedings of the Government of Mysore, Petition, dated 1st February 1901.

8 C 9

BEFORE THE GOVERNMENT OF MYSORE.

Appeal No. 67 of 1897-98.

PRESENT:

P. N. KRISHNAMURTI, ESQUIRE, C. I. E., Member of Council,

AND

V. P. MADHAVA RAO, ESQUIRE, C. I. E., Member of Council.

Appellants	*Versus*	Respondent
1. Kunta Muniga.		Yerroba.
2. Halli Muniga.		(1st Defendant).
3. Gaviga.		
4. Chimadi Muniga.		
(Plaintiffs).		

This is an appeal against the decree of the Deputy Commissioner, Bangalore district, in Revenue Appeal Case No. 4 of 1897-98, on the file of his Court, confirming that of the 3rd General Assistant Commissioner dismissing the plaintiffs' suit for recovery of certain Nirganti Service Inam lands at Hennur in the Bangalore taluk.

The facts of the case are as follows:—

In 1895, the plaintiffs sought to recover in a regular suit a portion of the Service Inam lands attached to the Nirganti office of Hennur village, alleging that the 1st defendant and his father Baliga (since deceased) had obtained wrongful possession of the same. The 3rd General Assistant Commissioner who tried the suit dismissed it on the ground that the 1st defendant and his father were also hissedars to the Nirganti office and that there was no proof of wrongful possession of the inam lands by them. On appeal the Deputy Commissioner concurred in the above decision and rejected the appeal. Hence this second appeal to Government.

2. The enquiry held by the Courts below having been found to be perfunctory and such as did not enable the Government to pass a decision on the merits, the Deputy Commissioner was requested in Government Proceedings No. 526—P. F. 81-97, dated 20th July 1898, to submit either by himself or by the Assistant Commissioner in charge of the taluk a specific finding on each of the following points:—

(i) What was the Survey number and actual extent of the land claimed by the plaintiffs?
(ii) Was the land a portion of the Nirganti Service Inam lands?
(iii) Who was performing the Nirganti duties of the village?
(iv) Who had been paying the Jodi on the land in dispute since the Survey Settlement?
(v) How was Yerroba, who was mentioned in the *Kalayukti* accounts and the Jodidar Patrik, related to the defendant Yerroba; and how were Giriya and Narayani, referred to in the Inam Register, related to plaintiffs and defendant or to either of them?
(vi) Had the defendant any share in the Nirganti hak?

DECISION.

The findings now submitted are all in favor of the defendant—respondent. His grandfather's name Yerroba appears in the village accounts, and it has been found that the defendant has been long in possession of the land in dispute. This appeal is dismissed.

No. 5678—P. F. 81-97, DATED BANGALORE, 1ST FEBRUARY 1901.

ORDER—Copy forwarded to the Deputy Commissioner, Bangalore district, with records submitted with his letter No. D. 533, dated 28th September 1900.

C. SREENIVASIENGAR,
Secy. to Govt., Gen. & Rev. Depts.

Exd.—C.V.

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(12)

1900-1901

GOVERNMENT OF MYSORE

PETITION

PROCEEDINGS

Dated 1st February 1901

No. 5678 P. F. 81-97

Dismissing the appeal of Kunta Mun and three others (appellants) *in re* recovery from the defendant Yerroba of certain Nirganti Service Inam lands at Hennur in the Bangalore taluk.

SBP—11-2-1901—200

5-2

(A)

ಸಿ 10 ಸಂ 2206- ಬೆಂ 2- ದಿನಾಂಕ 1-2-1901

(13)

ಪ್ರಭುಗಳವರಿಗೆ ನಮಸ್ಕಾರಗಳು

ಆಯಿತೆಂದಾಗ- ಬಹುಗ್ರಾಮ ತಾಲ್ಲೂಕು

ಕೆಳಸಂಗಮ(ಕೂಡಲ) ಕಡೆ ತಿಳಿದಾಗಿದೆ -

ನಂ. ಪತ್ರವ್ಯವಹಾರಗಳಲ್ಲಿ ಉಲ್ಲೇಖಿಸಬೇಕಾದ

ವಿಷಯ:-

ಸಾರ್ವಜನಿಕ ಪ್ರಾಥಮಿಕ ಶಾಲೆ

ಕೂಡಲ ಸಂಗಮದಲ್ಲಿ ಸಹಾಯಕ

ಶಿಕ್ಷಕರ ಹುದ್ದೆಯು ಖಾಲಿ ಇರುವ ಬಗ್ಗೆ

ಸಾರ್ವಜನಿಕ ಪ್ರಾಥಮಿಕ ಶಾಲೆ ಕೂಡಲ ಸಂಗಮದಲ್ಲಿ ಸಹಾಯಕ ಶಿಕ್ಷಕರ ಹುದ್ದೆಯು ಖಾಲಿ ಇರುವ ಬಗ್ಗೆ ಈ ಕಛೇರಿಯ ಜ್ಞಾಪನ ಸಂ. ಸಿ 10 ಸಂ 2206- ಬೆಂ 2- ದಿನಾಂಕ 18-2-1901 ರಲ್ಲಿ ಹೊರಡಿಸಿರುವ ಅಧಿಸೂಚನೆಯನ್ವಯ ಅರ್ಜಿಗಳನ್ನು ಆಹ್ವಾನಿಸಲಾಗಿತ್ತು. ಅರ್ಜಿ ಸಲ್ಲಿಸಲು ನಿಗದಿಪಡಿಸಿದ್ದ ದಿನಾಂಕವು ಮುಕ್ತಾಯವಾಗಿದ್ದು ಯಾವುದೇ ಅರ್ಜಿಗಳು ಸ್ವೀಕೃತವಾಗಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಸದರಿ ಹುದ್ದೆಯನ್ನು ಭರ್ತಿ ಮಾಡಲು ಅಧಿಸೂಚನೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ. ಅರ್ಜಿ ಸಲ್ಲಿಸಲು ನಿಗದಿಪಡಿಸಿದ್ದ ದಿನಾಂಕವು ಮುಕ್ತಾಯವಾಗಿದ್ದು ಯಾವುದೇ ಅರ್ಜಿಗಳು ಸ್ವೀಕೃತವಾಗಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಸದರಿ ಹುದ್ದೆಯನ್ನು ಭರ್ತಿ ಮಾಡಲು ಅಧಿಸೂಚನೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ.

ಸಾರ್ವಜನಿಕ ಪ್ರಾಥಮಿಕ ಶಾಲೆ

ಕೂಡಲ ಸಂಗಮದಲ್ಲಿ ಸಹಾಯಕ

ಶಿಕ್ಷಕರ ಹುದ್ದೆಯು ಖಾಲಿ ಇರುವ ಬಗ್ಗೆ

ಸಾರ್ವಜನಿಕ ಪ್ರಾಥಮಿಕ ಶಾಲೆ ಕೂಡಲ ಸಂಗಮದಲ್ಲಿ ಸಹಾಯಕ ಶಿಕ್ಷಕರ ಹುದ್ದೆಯು ಖಾಲಿ ಇರುವ ಬಗ್ಗೆ ಈ ಕಛೇರಿಯ ಜ್ಞಾಪನ ಸಂ. ಸಿ 10 ಸಂ 2206- ಬೆಂ 2- ದಿನಾಂಕ 18-2-1901 ರಲ್ಲಿ ಹೊರಡಿಸಿರುವ ಅಧಿಸೂಚನೆಯನ್ವಯ ಅರ್ಜಿಗಳನ್ನು ಆಹ್ವಾನಿಸಲಾಗಿತ್ತು. ಅರ್ಜಿ ಸಲ್ಲಿಸಲು ನಿಗದಿಪಡಿಸಿದ್ದ ದಿನಾಂಕವು ಮುಕ್ತಾಯವಾಗಿದ್ದು ಯಾವುದೇ ಅರ್ಜಿಗಳು ಸ್ವೀಕೃತವಾಗಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಸದರಿ ಹುದ್ದೆಯನ್ನು ಭರ್ತಿ ಮಾಡಲು ಅಧಿಸೂಚನೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ.

53

Yours faithfully,

For Secretary.

22/12/00

5-4

sc 11 (48)

Office of the Private Secretary
to H. H. the Maharaja of Mysore.
Dated Mysore, 31st October 1902.

Pet 242.

No. 625/1

Memorial No. 512 dated 27th October 1902 from Mr. William Hayes, Bangalore, on behalf of Kuntu Muniga and three others of Hennur, is forwarded to the Dewan of Mysore for favour of a brief statement of the case.

By order,

I.C.S.

Private Secretary.

M.A.S.

188/

Submit with a statement soon
wanted.
3.XI.02

4/11

OFFICE OF THE PRIVATE SECRETARY
No. 512
29 OCT 1902
TO H. H. THE MAHARAJA OF MYSORE.

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
MYSORE.
DATE 4-11-1902

To

His Royal Highness,

KRISHNA RAJAH WADEYAR BAHADUR, G. C. S. I.,

MAHARAJAH OF MYSORE.

1. KUNTA MUNIGA.
2. HALLU MUNIGA.
3. CHICKA MUNIGA SON OF GAVIGA (*since deceased.*)
4. SEEMUDI MUNIGA ... MEMORIALISTS.

In the matter of

(1) *Revenue Case No. 3 of 1897-1898 of the file of the Court of the Third General Assistant Commissioner, Bangalore District.*

1. *Kuntu Muniga.*
2. *Hallu Muniga.*
3. *Gaviga.*
4. *Seemudi Muniga* — *Petitoners.*

versus.

1. *Yerroba* (son of 2) } since deceased
2. *Baliga* (father of 1) } „ *Counter-Petitioners.*

(2) *Revenue Appeal No. 4 of 1897-1898.*

1. *Kunta Muniga.*
2. *Hallu Muniga.*
3. *Gaviga.*
4. *Seemudi Muniga* — *Appellants.*

versus.

Yerroba (*son of Baliga*) (since deceased) *Respondent.*

The *Memorial* of
1. KUNTU MUNIGA.
2. HALLU MUNIGA.
3. CHICKA MUNIGA SON OF GAVIGA (*deceased*)
4. SEEMUDI MUNIGA.

All residing in the Village of Hennur, Yeswunthapooratha, Hubli, of the Bangalore District.

MOST HUMBLY AND RESPECTFULLY SHEWETH:—

MAY IT PLEASE YOUR ROYAL HIGHNESS,

Your Memorialists, being most loyal and faithful subjects and servants, crave leave to approach Your Royal Highness, the Sovereign Power in the State, with this their Memorial, by way of a humble appeal to Your Royal Highness for the exercise of Your Royal Highness' prerogative to revise the judgments recorded in the Revenue Cases above-noted.

II. Your Memorialists crave leave to base this their Memorial on the following among other grounds:—

(*a*) *That* the Courts below have erred in not considering the very remarkable, but none the less most significant circumstance, that the *Inam Pattas and the Fixal Patrikas* show most unmistakeably and conclusively that *Baliga* and *Yerroba* (father and son) do not contain their names;

(*b*) *That* the said documents, which were of necessity (after the most careful inquiry and scrutiny and after close examination, as also after inviting claimants and disposal of their claims rights and objections) prepared from the documents intituled the *Aval Number*;

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(*c*) *That*, had the said documents (the *Aval Number,*) contained the entry of the names of the said *Baliga* and *Yerroba* (father and son), this circumstance could not possibly have escaped the attention of the Officials who were entrusted with the preparation of the *Inam Pattas and the Fisal Patrikas*;

(*d*) *That* another very remarkable, but none the less significant circumstance, worthy of note and consideration (but which it is respectfully submitted the Revenue Courts had failed, if not perhaps most inadvertently omitted, to consider) is the fact that on the application of the said *Baliga* and *Yerroba* (father and son) for a copy of the Register of Inam Service lands (so far as concerned them) the Inam Commissioner did, after due search and inquiry, give them the following Endorsement, namely :—

Registered No. 28, *dated the* 21*st day of August* 1894.
"*With reference to your Petition for copies of the* "*Inam Survey Settlement of the lands under the tank,* "*in the Village of Hennur, these copies cannot be* "*granted to you under the Rules, inasmuch as* "*neither your name nor your father's name is* "*mentioned in the Inam Settlement.*"

III. *Your Memorialists* therefore most respectfully crave leave to submit that "*the entry now finding a place in the Aval Number of the Year Kalayukti* (1840) *and the Jodidar Patrika exhibiting the names of the ancestors of the said Baliga and Yerroba* (*father and son*)" is palpably an *interpolation*, if not a *forgery*, and undoubtedly made (apparently with the aid of some one of the Taluq officials) subsequently to the preparation of *Inam Pattas and Fisal Patrikas*; otherwise it is difficult to conceive how this most material and important element could possibly have been overlooked by the officials in the office of the Superintendent of Inam Settlements.

IV. Your Memorialists would also most respectfully crave leave to submit that the said *Baliga* and *Yerroba* (father and son) were all the while permanent residents of the Village of Yemarahally of the Averti Hobli in the Devanahalli Taluq, and were they "*Huldars*" this significant circumstance of residence would naturally have been noted in the *Aval Number*, if not in the other documents appertaining to the grantees of Inam Service Lands.

V. *That Your Memorialists* most respectfully crave leave to submit that it is indeed hard upon them to deprive them of their inherent claim and right to possession of land, conferred upon their ancestors by the Sovereign Power in the State, in consideration of long and faithful services, and to decree the same to others, who have not even the shadow of any claim, right, title, interest or demand thereunto or thereupon.

VI. *Your Memorialists* most respectfully crave leave to submit herewith all the documents (by way of muniments of title) in their possession, in support of their claim and right to possession of, not only their Offices as Toties and Nirguntis of the Village of Hennur, but also of the parcel of wet land in question (the subject-matter in dispute).

VII. *That* the interpollation if not forgery above referred to, it is most respectfully submitted, not only has the effect of immediately and permanently depriving *Your Memorialists* of their claim and right to the parcel of wet land in question, but also will eventually most prejudicially affect, if not deprive, their heirs of the hereditary offices of Toties and Nirguntis vested in them as aforesaid.

VIII. *That, for* the reasons as above set forth, Your Memorialists most humbly and respectfully pray that Your Royal Highness may, not only in the interests of justice, but also, in the exercise of Your Royal Highness prerogative—and as the Sovereign and Ruling Power to the loyal and faithful subjects, be graciously pleased:

(*a.*) to receive this Memorial;

(*b.*) to favorably consider the same in conjunction with the papers therewith submitted (as per appendix herewith annexed);

(*c.*) to call for the originals of all the Records in connection therewith;

(*d*) to hold that the said entry of the names of the elders (ancestors) of the said *Baliga* and *Yerroba* in *Aval Number of the year Kalayukti* (1840) and the *Judidar Patrika* is an interpollation, if not a forgery, made subsequent to the preparation of the *Inam Pattas* and the *Fiscal Patrikas* aforesaid;

to set aside the findings of the Revenue Courts below; and

to hold that *Your Memorialists* are the only *de lege* Toties and Nirguntis of the said village of Hennur, and as such are alone entitled to the sole claim and absolute right of possession and enjoyment of the said parcel of wet land

And will ever pray.

Your Memorialists crave leave to subscribe themselves as the most humble, obedient, dutiful and loyal servants of Your Royal Highness.

1. ಅಂಗೆ × mark of Kanti Hiriya
2. ಮಂಗೆ × mark of Halli Hiriya.
3. ಗಂಗೆ × mark of Chikka Hiriya.
4. ಮಂಗೆ × mark of Ramaiah Hiriya.

Written by me
Illegible
Interpreter after
27.10.02

Dated Hennur the 27th day of October 1902.

The signs of Ramaiah and other Petitioners in the Vernacular have been
[illegible] [illegible] [illegible]

WILLIAM HAYES
BARRISTER AT LAW

APPENDIX.

Showing the Number and Nature of Documents submitted, with dates, etc.

No.	Nature of Document.	Dates.
1	Authenticated copy of the List of Inam Holders in the Village of Hennur Yeswanthapooratha Hobli, Bangalore Taluk With genealogical Tree at reverse ...	31-8-75.
2	Authenticated Extract from the Service Inam Rigister of Hennur Village Yeswanthapooratha Hobli, Bangalore Taluk... ...	21-10-75.
3	Do do do ...	22-10-75.
4	Do do do ...	21-10-75.
5	Do do do ...	21-10-75.
6	Authenticated copy of Endorsement given to Baliga (in Canarese) ...	21-3-94.
7	Authenticated copy of the No. 2 Register of all the Villages in the Bangalore Taluk (in Canarese)	31-10-1901.
8	Do Judgment in O. S. No. 1002 of 1894-95 (Court of the Munsiff of Bangalore	6-8-95.
9	Do Decree do ...	6-8-95.
10	Plain paper copy of order in Revenue Case No. 3 of 1897-98 (Court of the 3rd General Assistant Commissioner Bangalore District ...	4-3-97.
11	Depositions (plain paper copies) in do do ...	...
12	Plain paper copy of Judgment in Revenue Appeal No. 4 of 1897-98 (Court of the Deputy Commissioner of Bangalore)	11-11-97.
13	Do Decree do ...	11-11-97.
14	Do Copy of Memorandum of Appeal in Revenue Appeal No. 67 of 1897-98 (before the Councellors)	...
15	Notice from Secretary Dewan's Office in do ...	21-5-98.
16	Endorsement from Dewan's Office to Petitioners (in Canarese) ...	1-2-01.
17	Endorsement to Petitioners from the Secretary to H. H. The Maharani Regent (in Canarese)	11-2-02.
18	Petition to the Dewan of Mysore by Petitioner with Endorsement thereon (in Canarese)	13-11-1901.
19	Petition to do do (in Canarese)...	12-12-1901.
20	Endorsement from do do ...	12-8-1901.
21	Petition to Councillors by do with Endorsement do ...	25-2-1901.
22	Authenticated Copy of Decision in appeal No. 67 of 1897-98 (Gvt. of Mysore)	-12-1900.
23	Plain paper copy of Petition in Canarese to the General Assistant Commissioner, Bangalore District (Canarese)...	15-3-97.
24	Plain paper copy of deposition of witnesses in Revenue case No. 3 of 1897-98 (Canarese)...	...
25	Plain paper copy Petition of Yerroba to the General Assistant Commissioner, Bangalore District (Canarese)...	23-7-97.
26	Plain paper copy deposition in Revenue Case No. 3 of 1897-98 (Canarese)	23-8-97.
27	Plain paper copy of Petition to Deputy Commissioner Bangalore District by Petitioners (Canarese)	9-8-95.
28	Plain paper copy of Deposition taken by the Amildar, Bangalore Taluk (Canarese)	...
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30	Plain paper copy of Deposition taken by Amildar Bangalore Taluq (Canarese)	9-3-96.
31	Plain paper copy of Petition to Deputy Commissioner Bangalore District by Petitioners, Toties of Hennur (Canarese)	16-9-96.
32	Plain paper copy of Petition to Revenue District Court Bangalore by Peitioners, Toties of Hennur (Canarese)	17-1-00.
33	Plain paper of Depositions recorded by 2nd General Assistant Commissioner, Bangalore District	4-8-00.
34	English translations of Nos. 21 to 31 above	...

57

Dated the 27th day of October 1902.

To

His Royal Highness

Krishna Rajah Wadeyar Bahadur, G.C.S.

Maharajah of Mysore,

Myso

The Memorial

OF

1. *Kunta Muniga.*
2. *Hallu Muniga.*
3. *Chicka Muniga*, (son of *Ganga* deceased.)
4. *Seemudi Muniga.*

he Toties and Nirguntis of the Village of
ur, Yeswanthapooruthe Hobli, of the Bangalore
, Mysore Province.

HIGGINBOTHAM & CO., BANGALORE.

60

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Office of the Private Secretary to
H.H. the Maharaja of Mysore.
Dated Bangalore, 5th November 1902.

no 661.
B.R. 262.

Petition No. 525 dated 27th October 02 of Mr. W. Hays Barrister - at- law, to the address of Colonel J.A. Campbell with its enclosures is forwarded to the Dewan of Mysore, in continuation of this Office No. 635 dated 31st October 1902.

By order,

I.C.S.

Private Secretary.

H.V.

194 Refer to the Office No. 2 already cited 5.XI.02

Yes. Call for the file: Put up at once 7/11/02

7/11/02

61

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1266 R

5 - 11 - 1903

Received from Secy to the Admiralty with letter dated 5-11-03

Copies sent to Colonial Office & India Office

61 Enclosure

1266

Sir,

I have the honour to transmit herewith for the information of the Commissioners of the Admiralty a Memorial submitted to this Office by the Agents for Messrs. Maple & Co. Limited, relative to the Patents applied for in the Argentine Republic for the said Memorial.

On behalf of the Memorialists, I have to submit that early action may be pressed on the said Memorial, as any delay may be very prejudicial in many instances.

I have to remain,

Sir,

Your most obedient Servant,

[signature]

62

Oct 1266 (a)

Feb 5 & 14

To

His Royal Highness,

KRISHNA RAJAH WADEYAR BAHADUR, G. C. S. I.,

MAHARAJAH OF MYSORE,

MYSORE.

1. KUNTÁ MUNIGA.
2. HALLU MUNIGA.
3. CHICKA MUNIGA SON OF GAVIGA (*since deceased.*)
4. SEEMUDI MUNIGA ... ... MEMORIALISTS.

In the matter of

(1) *Revenue Case No. 3 of 1897-1898 of the file of the Court of the Third General Assistant Commissioner, Bangalore District.*

1. *Kuntu Muniga.*
2. *Hallu Muniga.*
3. *Gaviga.*
4. *Seemudi Muniga* ... ... *Petitoners.*

versus.

1. *Yerroba* (son of 2) } since deceased
2. *Baliga* (father of 1) } „ *Counter-Petitioners.*

(2) *Revenue Appeal No. 4 of 1897-1898.*

1. *Kunta Muniga.*
2. *Hallu Muniga.*
3. *Gaviga.*
4. *Seemudi Muniga* *Appellants.*

versus.

Yerróba (*son of Baliga*) (since deceased) *Respondent.*

The *Memorial* of
1. KUNTU MUNIGA.
2. HALLU MUNIGA.
3. CHICKA MUNIGA SON OF GAVIGA (*deceased*)
4. SEEMUDI MUNIGA.

} All residing in the Village of Hennur, Yeswunthapooratha, Hubli, of the Bangalore District.

MOST HUMELY AND RESPECTFULLY SHEWETH:—

MAY IT PLEASE YOUR ROYAL HIGHNESS,

Your Memorialists, being most loyal and faithful subjects and servants, crave leave to approach Your Royal Highness, the Sovereign Power in the State, with this their Memorial, by way of a humble appeal to Your Royal Highness for the exercise of Your Royal Highness' prerogative to revise the judgments recorded in the Revenue Cases above-noted.

II. Your Memorialists crave leave to base this their Memorial on the following among other grounds:—

(*a*) *That* the Courts below have erred in not considering the very remarkable, but none the less most significant circumstance, that the *Inam Pattas and the Fisal Patrikas* show most unmistakeably and conclusively that *Baliga* and *Yerróba* (father and son) do not contain their names;

(*b*) *That* the said documents, which were of necessity (after the most careful inquiry and scrutiny and after close examination, as also after inviting claimants and disposal of their claims rights and objections) prepared from the documents intituled the *Aval Number*;

(*c*) *That*, had the said documents (the *Aval Number*,) contained the entry of the names of the said *Baliga* and *Yerroba* (father and son), this circumstance could not possibly have escaped the attention of the Officials who were entrusted with the preparation of the *Inam Pattas and the Fisal Patrikas*;

(*d*) *That* another very remarkable, but none the less significant circumstance, worthy of note and consideration (but which it is respectfully submitted the Revenue Courts had failed, if not perhaps most inadvertently omitted, to consider) is the fact that on the application of the said *Baliga* and *Yerroba* (father and son) for a copy of the Register of Inam Service lands (so far as concerned them) the Inam Commissioner did, after due search and inquiry, give them the following Endorsement, namely:—

Registered No. 23, *dated the* 21*st day of August* 1894.

"*With reference to your Petition for copies of the "Inam Survey Settlement of the lands under the tank, "in the Village of Hennur, these copies cannot be "granted to you under the Rules, inasmuch as "neither your name nor your father's name is "mentioned in the Inam Settlement.*"

III. *Your Memorialists* therefore most respectfully crave leave to submit that "*the entry now finding a place in the Aval Number of the Year Kalayukti* (1840) *and the Jodidar Patrika exhibiting the names of the ancestors of the said Baliga and Yerroba* (*father and son*)" is palpably an *interpollation*, if not a *forgery*, and undoubtedly made (apparently with the aid of some one of the Taluq officials) subsequently to the preparation of *Inam Pattas and Fisal Patrikas*; otherwise it is difficult to conceive how this most material and important element could possibly have been overlooked by the officials in the office of the Superintendent of Inam Settlements.

IV. Your Memorialists would also most respectfully crave leave to submit that the said *Baliga* and *Yerroba* (father and son) were all the while permanent residents of the Village of Yemarahally of the Averti Hobli in the Devanahalli Taluq, and were they "*Hukdars*" this significant circumstance of residence would naturally have been noted in the *Aval Number*, if not in the other documents appertaining to the grantees of Inam Service Lands.

V. *That Your Memorialists* most respectfully crave leave to submit that it is indeed hard upon them to deprive them of their inherent claim and right to possession of land, conferred upon their ancestors by the Sovereign Power in the State, in consideration of long and faithful services, and to decree the same to others, who have not even the shadow of any claim, right, title, interest or demand thereunto or thereupon.

VI. *Your Memorialists* most respectfully crave leave to submit herewith all the documents (by way of muniments of title) in their possession, in support of their claim and right to possession of, not only their Offices as Toties and Nirguntis of the Village of Hennur, but also to the parcel of wet land in question (the subject-matter in dispute).

VII. *That* the interpollation if not forgery above referred to, it is most respectfully submitted, not only has the effect of immediately and permanently depriving *Your Memorialists* of their claim and right to the parcel of wet land in question, but also will eventually most prejudicially affect, if not deprive, their heirs of the hereditary offices of Toties and Nirguntis vested in them as aforesaid.

VIII. *That, for* the reasons as above set forth, Your Memorialists most humbly and respectfully pray that Your Royal Highness may, not only in the interests of justice, but also, in the exercise of Your Royal Highness prerogative—and as the Sovereign and Ruling Power to the loyal and faithful subjects, be graciously pleased:

(*a.*) to receive this Memorial;

(*b.*) to favorably consider the same in conjunction with the papers therewith submitted (as per appendix herewith annexed);

(*c.*) to call for the originals of all the Records in connection therewith;

(*d*) to hold that the said entry of the names of the elders (ancestors) of the said *Baliga* and *Yerroba* in *Aval Number of the year Kalayukti* (1840) and the *Jadidar Patrika* is an interpollation, if not a forgery, made subsequent to the preparation of the *Inam Patias* and the *Fiscal Patrikas* aforesaid;

(*e*.) to set aside the findings of the Revenue Courts below; and

(*f*.) to hold that *Your Memorialists* are the only *de lege* Toties and Nirguntis of the said village of Hennur, and as such are alone entitled to the sole claim and absolute right of possession and enjoyment of the said parcel of wet land

And will ever pray.

Your Memorialists crave leave to subscribe themselves as the most humble, obedient, dutiful and loyal servants of Your Royal Highness.

1.
2.
3.
4.

WILLIAM HAYES
BARRISTER AT LAW

Dated Hennur the 27th day of October 1902.

APPENDIX.

Showing the Number and Nature of Documents ubmitted, with dates, etc.

No.	Nature of Document.	Dates.
1	Authenticated copy of the List of Inam Holders in the Village of Hennur Yeswanthapooratha Hobli, Bangalore Taluk With genealogical Tree at reverse	31-8-75.
2	Authenticated Extract from the Service Inam Rigister of Hennur Village Yeswanthapooratha Hobli, Bangalore Taluk...	21-10-75.
3	Do do do	22-10-75.
4	Do do do	21-10-75.
5	Do do do	21-10-75.
6	Authenticated copy of Endorsement given to Baliga (in Canarese)	21-8-94.
7	Authenticated copy of the No. 2 Register of all the Villages in the Bangalore Taluk (in Canarese)	31-10-1901.
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33	Plain paper of Depositions recorded by 2nd General Assistant Commissioner, Bangalore District	4-8-00.
34	English translations of Nos. 21 to 31 above	...

Dated the 27th day of October 1902.

To

His Royal Highness

Krishna Rajah Wadeyar Bahadur, G.C.S.I.,

Maharajah of Mysore.

Mysore.

The Memorial

of

1. *Kunta Muniga.*
2. *Hallu Muniga.*
3. *Chicka Muniga,* (son of *Ganga* deceased.)
4. *Seemudi Muniga.*

The Toties and Nirguntis of the Village of Hennur, Yeswanthapooruthe Hobli, of the Bangalore Taluq, Mysore Province.

HIGGINBOTHAM & CO., BANGALORE.

67

Endorse

24-11-1902

No 1266-m
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OFFICE OF THE DEWAN OF MYSORE.

Dated 20th November 1902

ENDORSEMENT.

In the matter of petition dated 27-10-02, submitted to

His Highness the Maharaja, by Mr. William Hayes, Bar-at-Law on behalf of Kunta Linniga & 3 others of Hennur Gaga-vanthapur Hobli, Nagar Tq.,

praying ~~that~~ for the revision of Govt: order passed in Appeal No 67-02-03, dismissing their appeal in re- resumption from the defendant, of certain Nirgunti Service Inam lands at Hennur,

His Highness has been pleased to direct as follows:— "I see no reason to interfere ~~& petn may be informed accordingly~~."

The above Order of His Highness the Maharaja is hereby communicated to the petitioner for information.

2. The enclosures to the petn are returned.

By Order,

Secretary.

20/11/02